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OFFICE OF PETITIONS

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In re Application of
Joseph A. Bennett
Application No. 10/687,430
Filed: October 16, 2003
Attorney Docket No. 042390.P9338C

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b) to revive the above-identified application, filed March 13, 2006.

The petition is **GRANTED**.

The application became abandoned for failure to pay the issue fee on or before July 5, 2005. A Notice of Abandonment was mailed on September 29, 2005. On March 13, 2006, the present petition was filed.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of the \$1,400 issue fee and the \$300 publication fee; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay¹.

The application is being referred to the Office of Publications to be processed into a patent.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3204. Telephone inquiries related to processing at Publishing Division should be directed to (571) 272-4200.

Sherry D. Brinkley
Petitions Examiner
Office of Petitions

¹ 37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Although the statement contained in the petition varies from the language required by 37 CFR 1.137(b)(3), the statement will be construed as the statement required by 37 CFR 1.137(b)(3). Petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.